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13 Attorney for Plaintiff and Cross-Defendant  
14 Church of Scientology of California

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18 (212) 982-9870

19 Attorney for Intervenor Mary Sue Hubbard

20 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
21 COUNTY OF LOS ANGELES

22 CHURCH OF SCIENTOLOGY OF CALIFORNIA, )  
23 )  
24 Plaintiff, )  
25 )  
26 vs. )  
27 )  
28 GERALD ARMSTRONG, DOES 1 THROUGH )  
29 10, INCLUSIVE )  
30 Defendants. )

31 MARY SUE HUBBARD, )  
32 )  
33 Intervenor. )

34 GERALD ARMSTRONG, )  
35 )  
36 Cross-Complainant, )  
37 vs. )

38 CHURCH OF SCIENTOLOGY OF CALIFORNIA, )  
39 a California corporation, et al., )  
40 )  
41 Cross-Defendants. )

Case No. C 420 153  
  
DECLARATION OF  
TIMOTHY BOWLES IN  
SUPPORT OF PLAINTIFF/  
INTERVENOR'S AND  
CROSS-DEFENDANT'S  
OPPOSITION TO MOTION  
TO UNSEAL FILE  
  
Date: November 9, 1988  
Time: 9:00 a.m.  
Dept: 56

1 I, Timothy Bowles, declare:

2 1. I am a partner in the firm of Bowles and Moxon. I am  
3 counsel of record in this case for plaintiff and cross-defendant  
4 Church of Scientology of California ("CSC"). I am submitting  
5 this declaration in support of plaintiff's and intervenor's  
6 opposition to non-party Bent Corydon's Motion to Unseal File in  
7 this case ("Motion"). I could and would testify competently to  
8 the following if called upon to do so.

9 2. The original lawsuit in this action was brought in 1982  
10 by CSC to recover private documents stolen by defendant Gerald  
11 Armstrong ("Armstrong"). Mary Sue Hubbard intervened in the  
12 case in November, 1982 to protect her privacy interests in the  
13 documents. Armstrong filed a countersuit in September, 1982, an  
14 action which was bifurcated from the original suit in June,  
15 1983. Judge Breckenridge, now retired, presided over the trial  
16 court proceedings beginning in April, 1984.

17 3. The original suit was tried before Judge Breckenridge  
18 without a jury in May, 1984, resulting in his issuance of a  
19 "Memorandum of Intended Decision," dated June 20, 1984  
20 ("Decision") which was entered as part of the judgment in the  
21 case on August 10, 1984. In the Decision, Judge Breckenridge  
22 found that the defendant Armstrong had converted the documents  
23 at issue and invaded Mrs. Hubbard's rights to privacy. Along  
24 with maintaining a seal on private papers that had been  
25 deposited with the Court at the outset of litigation, the  
26 Decision sealed a number of exhibits from the public view on  
27 privilege grounds. This sealing has been upheld in separate  
28 federal litigation. United States v. Zolin (9th Cir. 1988)

1 809 F.2d 1411, 1413-1414, 1417-1419.

2 4. While the Decision opened other exhibits to public  
3 inspection, a series of appeals and separate civil rights  
4 actions effectively kept these papers under seal as well  
5 until December 1986 when they were returned to the plaintiff  
6 by order of the Court.

7 5. On December 11, 1986, Judge Breckenridge sealed the  
8 Court's file in this case as an indispensable part of the  
9 settlement of Armstrong's counterclaim. That counterclaim was  
10 dismissed with prejudice the same day.

11 6. On or about October 17, 1988, I received a copy of the  
12 Motion at issue from attorney Lawrence Heller. The proof of  
13 service indicates that service was effected upon the law firms  
14 of Peterson & Brynan, Litt & Stormer and Lenske, Lenske &  
15 Heller. There is no date of service indicated on that document.  
16 None of the firms purportedly served with the Motion are  
17 attorneys of record in this case. Mr. Peterson, former counsel  
18 for CSC, died on July 28, 1987, a fact I relayed to Mr.  
19 Corydon's counsel, Mr. Morantz, in the first week of August,  
20 1987.

21 7. I am counsel for various cross-defendant Churches of  
22 Scientology and individual Scientologists in the matter of  
23 Church of Scientology, Mission of Riverside, et al. v.  
24 Corydon, et al. and related cases, California Superior Court,  
25 Riverside County No. 154129 ("Church v. Corydon"). On  
26 October 28, 1988, I was served with a motion for protective  
27 order prepared in Church v. Corydon by Toby L. Plevin,  
28 attorney for defendants and cross-complainants in that case.

1 Exhibit E to that motion was a copy of a "Joinder in Motion to  
2 Unseal File" in this instant case ("Joinder") which indicated by  
3 its proof of service that Ms. Plevin had limited her service of  
4 the Joinder upon the same three law firms that Mr. Morantz  
5 served as described in paragraph 6 above.

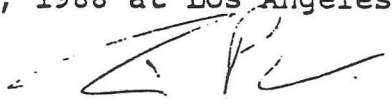
6 8. I am also counsel for plaintiff Heber Jentzsch in the  
7 matter of Jentzsch v. Bent Corydon, California Superior Court,  
8 Los Angeles County No. NVC 14274, currently coordinated with  
9 Carmichael v. Bent Corydon, California Superior Court,  
10 Riverside County No. 189414, Judicial Council Coordination  
11 Proceeding No. 2151 ("Jentzsch/Carmichael"). Mr. Morantz is  
12 the counsel of record for defendant Corydon in those cases.  
13 Those coordinated matters concern defamatory statements made by  
14 Corydon against plaintiffs, both ministers in the Church of  
15 Scientology, in various radio broadcasts in August, 1987.  
16 Corydon has raised the defenses of truth and opinion in both  
17 cases. He claims in the Motion that he needs a certified copy  
18 of the Decision for use in Jentzsch/Carmichael. Regarding  
19 Exhibit B to the Motion, defendant has not in any discovery  
20 conducted in Jentzsch/Carmichael inquired of Reverend Jentzsch  
21 his basis for any purported statements regarding parallels  
22 between parts of the Armstrong Decision and positions taken by  
23 former SS officer Paul Dikhoff.

24 9. In her Joinder papers, Ms. Plevin claims that her  
25 clients need to dissolve the seals in this instant case in order  
26 to conduct discovery on certain topics. At the same time they  
27 filed the Joinder claiming they need to conduct discovery, Ms.  
28 Plevin's seven clients are claiming in their protective order

1 motion in Church v. Corydon that in the absence of a specific  
2 trial date set by the court, there is no need to take further  
3 discovery in that case.

4 10. Moreover, Ms. Plevin's clients have admitted in  
5 several depositions and declarations in Church v. Corydon  
6 that they searched and obtained documents from the Armstrong  
7 file prior to imposition of the sealing orders at issue herein.  
8 See Exhibits D, E and F to this opposition.

9 I declare under penalty of perjury under the laws of  
10 California that the foregoing is true and correct. Executed  
11 this 2nd day of November, 1988 at Los Angeles, California.

12   
13 \_\_\_\_\_  
14 Timothy Bowles





1 APPEARANCES: (Continued)

2

3 For the Founding  
4 Church of Scientology  
and Intervenor:

MICHAEL LEE HERTZBERG  
Pro Hac Vice  
275 Madison Avenue  
New York, New York 10016

5

6 Also Present:

LAWRENCE E. NELLER

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1 LOS ANGELES, CALIFORNIA; THURSDAY, DECEMBER 11, 1986; 4:03 P.M.

2 ---oOo---

3  
4 THE COURT: All right. The parties are here on Armstrong  
5 versus Church of Scientology.

6 MR. FLYNN: We are here.

7 After lengthy negotiations, Your Honor, between  
8 myself and Mr. Hertzberg on behalf of the Church and  
9 Mary Sue Hubbard, we are extremely happy to report to the  
10 court that the court will not have to try this case, this  
11 counterclaim in March.

12 The parties have resolved the case to the satis-  
13 faction of Mr. Armstrong and to myself and to Mr. Hertzberg's  
14 client.

15 THE COURT: How about Miss Dragojevic?

16 MS. DRAGOJEVIC: I think I will go along with it.

17 MR. PETERSON: Maybe we should identify ourselves for  
18 the record.

19 THE COURT: Yes, probably a good idea.

20 MR. FLYNN: Michael Flynn for Gerald Armstrong.

21 MS. DRAGOJEVIC: Julia Dragojevic for Gerald Armstrong.

22 MR. HELLER: Lawrence Heller, and I am here in case there  
23 were any questions. I had a little input in the settlement.

24 MR. PETERSON: John Peterson for the Church of  
25 Scientology of California.

26 MR. HERTZBERG: Michael Lee Hertzberg for Mary Sue  
27 Hubbard, who is the intervenor in the underlying original case  
28 of the Church of Scientology against Gerald Armstrong.

1 MR. FLYNN: Pursuant to the settlement, Your Honor, the  
2 parties have entered into a stipulation which we will provide  
3 the court to have the return of all documents to the Church  
4 with the exception of six documents which are currently under  
5 litigation in United States versus Scientology, the case that  
6 the government is trying to get six exhibits on, and the order  
7 that we provided to the court contemplates the exemption of  
8 those six exhibits.

9 We have also entered into a stipulation with  
10 regard to the sealing of the court records, and I believe  
11 Mr. Hertzberg has copies.

12 MR. PETERSON: I have the original of the stipulations  
13 and the order. I would present it to the clerk for filing  
14 and she could give it to the court. Might want to follow  
15 along.

16 THE COURT: I have read the proposed stipulation and  
17 order that have been submitted. And the question arises in my  
18 mind, what about the -- does this dismissal have anything at  
19 all to do with the underlying case that is presently on  
20 appeal?

21 MR. FLYNN: It doesn't, Your Honor.

22 Certain issues in that case are going to remain  
23 on appeal pursuant to the stipulation of the parties.

24 THE COURT: Well, won't those exhibits have to remain  
25 with the court? As that matter is still on appeal?

26 MR. HERTZBERG: Your Honor --

27 THE COURT: I don't mean the ones that are just sitting  
28 down in the clerk's office, but I mean the ones that have been

1 marked and received either as an exhibit for identification or  
2 received in evidence in the case.

3 MR. HERTZBERG: I don't believe they all do, Your  
4 Honor.

5 I think that the court of appeal has chosen  
6 certain exhibits, a discrete number of them which they have  
7 before them and they have made that choice, so I don't think --  
8 certainly as Your Honor has recognized, none of the other  
9 documents would be affected, and I don't know how many  
10 documents we are talking about that may be before the court  
11 of appeal --

12 THE COURT: Well, I mean, there is a problem. I don't  
13 know what the court of appeal is going to do.

14 Let's assume they reverse it and send it back for  
15 a new trial. I assume these exhibits will still have to be  
16 used if the case is going to be retried on the underlying  
17 complaint.

18 MR. FLYNN: Pursuant to the issues that are remaining,  
19 Your Honor, I think that the parties' overall stipulation is  
20 such that we will not need those exhibits on any retrial if,  
21 in fact, there is a retrial.

22 I think Mr. Armstrong is satisfied, and I know  
23 I am satisfied, that we won't need them.

24 MR. HERTZBERG: Your Honor, that was a decision that is  
25 part of the agreement that was made, a very important part of  
26 it, may I add an indispensable part of it. And after  
27 Mr. Armstrong consulted with counsel, this is part of what we  
28 bargained for.

1           So they are willing to proceed on that basis, and  
2 I don't think that the court should get involved, frankly.

3           THE COURT: Well, I am just trying to raise an issue  
4 here. I don't want six months downstream or a year somebody  
5 to start screaming, "Where are these exhibits? We need to  
6 retry this case."

7           If the court of appeal does one thing, they  
8 affirm, there may be a petition for hearing with the  
9 California Supreme Court or with the United States Supreme  
10 Court..

11           MR. HERTZBERG: Your Honor, we contemplated all that.

12           That is why these negotiations were so arduous  
13 and time consuming, and we have arrived today, all those  
14 possibilities were discussed between our side and Mr. Flynn,  
15 and each side knows what they are bargaining for here. And  
16 Mr. Armstrong has signed a stipulation for return of sealed  
17 materials and exhibits which is before Your Honor.

18           The order tracks that. It has the additional  
19 language in it that it exempts from the scope of the return  
20 those documents that the federal court might be interested in,  
21 and that is what the agreement was between the parties.

22           THE COURT: What exhibits does the court of appeal  
23 have?

24           MR. FLYNN: I am not sure, Your Honor, but I suppose,  
25 having argued the appellate case, I suppose there is a simple  
26 answer, also, to Your Honor's question in light of the  
27 stipulation. The appeals court could always simply request  
28 whatever exhibits it wants from the appellant in that case.

1 THE COURT: In Los Angeles we call it appellant.

2 MR. FLYNN: The appellant, whoever it is, them.

3 THE COURT: That is with the French, Bostonian or  
4 something.

5 MR. HERTZBERG: Your Honor, I am informed that the court  
6 of appeal asked for 50 documents and they have them. So for  
7 the moment, presumably those could not be returned by the  
8 clerk of this court.

9 THE COURT: Well, it is the parties' agreement, then,  
10 but whatever they have got, the county clerk is no longer to  
11 be custodian of those and they will be returned to the parties  
12 by stipulation of the parties.

13 MR. HERTZBERG: That is what we stipulated to in  
14 writing. That is an integral part of this settlement.

15 MR. PETERSON: And when the 50 documents come back --

16 THE COURT: If it is what the parties want to do, it is  
17 okay with me.

18 MR. PETERSON: And when the 50 documents come back from  
19 the court of appeal, they also will be turned over to the  
20 Church.

21 THE COURT: I think that the court would require a  
22 further joint order or stipulation.

23 In other words, I don't want to turn those over  
24 if a remittitur comes down, regardless of what it is, or some  
25 clerk turns them over without knowing whether or not they  
26 might be further needed.

27 MR. HERTZBERG: We agree to that right now.

28 MR. FLYNN: That would be agreeable.

1 THE COURT: Just by stipulation of the parties, it can  
2 be released at that time.

3 MR. HELLER: Your Honor, for what little I can give,  
4 this insight was accurate.

5 This was an issue that was discussed at length  
6 between the parties when negotiations were going on.

7 MR. FLYNN: It is apparently contemplated in  
8 paragraph 3 of the proposed order, Your Honor.

9 THE COURT: Well, this implies that immediately when  
10 they are returned that they be immediately turned over to  
11 the Church without any further --

12 MR. FLYNN: That is agreeable.

13 MR. HERTZBERG: That is agreeable.

14 MR. FLYNN: To Mr. Armstrong.

15 MR. HERTZBERG: This is part of this rather complex  
16 process that we have all agreed on.

17 THE COURT: What is this -- under this stipulated  
18 sealing order paragraph 2 provides that the entire remaining  
19 records of this case, save only this order, the order of  
20 dismissal of the case, and then the order necessary to  
21 effectuate this order and the order of dismissal, are agreed  
22 to be placed under seal of the court.

23 What is it that you have in mind, the file  
24 itself?

25 MR. HERTZBERG: Yes, Your Honor. That is the procedure  
26 that the Church has insisted on and all courts have agreed to  
27 in various other Scientology cases involving Mr. Flynn and  
28 others which have been settled.

1 MR. FLYNN: We settled, Your Honor, several cases in  
2 the federal district court in Tampa, Florida and recently six  
3 cases in the federal district court in Los Angeles.

4 THE COURT: I just want to know what is contemplated so  
5 the clerk won't be running around and --

6 MR. FLYNN: I'd say the entire record, I mean the  
7 court file.

8 THE COURT: There was a reporter's transcript. There  
9 was an original and copies prepared.

10 Of course, those went to the court of appeal.

11 MR. FLYNN: Whatever is in the physical possession of  
12 the court --

13 THE COURT: I guess we are talking just basically this  
14 multiple set of files will be placed under some kind of seal.

15 MR. HERTZBERG: Your Honor, presumably any materials  
16 that come from the court of appeal would then be integrated  
17 under that seal.

18 THE COURT: Yes. That would be so understood.

19 Of course, there have been innumerable people in  
20 the interim who have come forward and examined the file. I  
21 haven't the slightest idea who all those people are, but  
22 certainly we can't go back and retract from them whatever they  
23 have seen or observed or copied.

24 MR. HERTZBERG: We understand, Your Honor.

25 THE COURT: All right. Then, the court will sign the  
26 respective orders.

27 Is that all?

28 MR. FLYNN: Thank you, Your Honor.

1 THE COURT: I guess we should vacate the trial date.

2 Any other motions?

3 MS. DRAGOJEVIC: Mandatory settlement conference.

4 MR. FLYNN: I am sure Your Honor is very sorry to hear  
5 all this.

6 THE COURT: We wish you all good luck in the future.

7 You are all welcome to come back and try more  
8 cases. Some other subject, perhaps.

9 MR. FLYNN: Being from Boston, I'd like to personally  
10 thank you for all your courtesies in the court.

11 THE COURT: Well, we aim to please.

12 MR. HERTZBERG: I don't want to be overly inquisitive,  
13 but has Your Honor signed the order dismissing the case?

14 THE COURT: I signed whatever orders were submitted.  
15 Includes a dismissal.

16 MR. PETERSON: We will verify with the clerk and get a  
17 conformed copy.

18 THE CLERK: Do you have originals of these?

19 MR. HELLER: I think those are all originals.

20 THE CLERK: Originals, but they are copies of documents.

21 MR. PETERSON: I think the problem, some of them were  
22 signed in counterpart.

23 MR. HELLER: We tried to get all signatures on one  
24 because one of them has five or six signatures.

25 THE COURT: Why don't you look over what is there?

26 MR. PETERSON: I think we can work it out with the clerk,  
27 any problems with original versus copy, and take care of it.

28 (At 4:17 p.m. the proceedings were adjourned.)



SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES

DEPARTMENT NO. 57

HON. PAUL G. BRECKENRIDGE, JR., JUDGE

GERALD ARMSTRONG,

Cross-Complainant,

vs.

CHURCH OF SCIEN TOLOGY OF CALIFORNIA,

Cross-Defendant.

No. C 420 153

REPORTER'S CERTIFICATE

STATE OF CALIFORNIA )

COUNTY OF LOS ANGELES )

ss

I, NANCY L. HARRIS, Official Reporter of the Superior Court of the State of California, for the County of Los Angeles, do hereby certify that the foregoing pages, 1 to 8, inclusive, comprise a true and correct transcript of the proceedings held in the above-entitled matter on December 11, 1986.

Dated this 16th day of December, 1986.

\_\_\_\_\_, CSR No. 644  
Official Reporter

**EXHIBIT B**

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BRUCE BUNCH  
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(818) 716-9400

Attorneys for Cross-Complainant  
Gerald Armstrong

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PETERSON AND BRYNAN  
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(213) 659-9965

Attorneys for Plaintiff and Cross-Defendant  
CHURCH OF SCIENTOLOGY OF CALIFORNIA

ORIGINAL FILED  
DEC 11 1986  
COUNTY CLERK

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES

CHURCH OF SCIENTOLOGY OF CALIFORNIA, a California Corporation,

Plaintiff,

v.

GERALD ARMSTRONG,

Defendant.

Case No. C 420153

STIPULATED SEALING ORDER

AND RELATED CROSS-ACTION.

Pursuant to and as a provision of a Settlement Agreement of the parties hereto, which is dispositive of all claims of the above captioned case, the parties hereby voluntarily enter into the following stipulation:

1. Defendant/Cross-Complainant hereby agrees that the Clerk of the Court will produce to Plaintiff/Cross-Defendant

1 the following records in the Custody of the Clerk:

2 a) All those documents surrendered to the custody of the  
3 Clerk of the Court by Michael Flynn and the law firm of Contos  
4 & Bunch in September 1982, pursuant to the Order of Judge John  
5 J. Cole in the above captioned case, dated September 4, 1982;  
6 and b) all exhibits entered into evidence or marked for  
7 identification at the trial of this case in May - June of 1984.

8 2. The entire remaining record of this case, save only  
9 this order, the order of dismissal of the case, and any orders  
10 necessary to effectuate this order and the order of dismissal,  
11 are agreed to be placed under the seal of the Court.

12 3. It is agreed between the parties that should the Court  
13 require a motion or any further pleadings to effectuate and  
14 sign this Stipulated Sealing Order, the parties will jointly  
15 comply with the Court's further orders, if any.

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1           4. This agreement is effective as of the date of the  
2 dismissal of this case.

3 DATED: 12-8, 1986

4   
5 ~~BRUCE BUNCH~~ JULIA DRAGOTEVIC  
6 CONTOS & BUNCH  
7 5855 Topanga Canyon Boulevard  
8 Suite 400  
9 Woodland Hills, CA 91367  
10 (818) 716-9400

11 Counsel for  
12 Defendant/Cross-Complainant

13   
14 JOHN G. PETERSON  
15 PETERSON & BRYNAN  
16 8530 Wilshire Boulevard  
17 Suite 407  
18 Beverly Hills, California 90211  
19 (213) 659-9965

20 Counsel for Plaintiff/Cross-Defendant

21 IT IS SO ORDERED.

22 15 / PAUL G. BRECKENRIDGE, JR. DEC. 11, 1986 Dated  
23 HON. PAUL G. BRECKENRIDGE  
24  
25  
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28









SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF RIVERSIDE

CHURCH OF SCIENTOLOGY, MISSION )  
 OF RIVERSIDE, ET AL., )  
 )  
 PLAINTIFFS, )  
 )  
 VS. )  
 )  
 BENT CORYDON, ET AL., )  
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 DEFENDANTS. )  
 )  
 BENT CORYDON, ET AL., )  
 )  
 CROSS-COMPLAINANTS, )  
 )  
 VS. )  
 )  
 CHURCH OF SCIENTOLOGY OF )  
 CALIFORNIA, ET AL., )  
 )  
 CROSS-DEFENDANTS. )  
 )  
 AND RELATED CROSS-ACTIONS.

NO. 154129

**ORIGINAL**

VOLUME III

DEPOSITION OF MARY CORYDON

BEVERLY HILLS, CALIFORNIA

THURSDAY, JULY 23, 1987

REPORTED BY:  
PEGGYANN CYGUL,  
C.S.R. NO. 6402

1 RIGHT?

2 A YEAH.

3 Q BEFORE HE DISCONTINUED THESE, DO YOU KNOW HOW  
4 MANY WERE ATTENDING AT THAT POINT?

5 A I'M NOT SURE.

6 Q NOW, YOU TESTIFIED IN YOUR EARLIER DEPOSITION  
7 THAT SOME DOCUMENTS CAME INTO THE POSSESSION OF THE MISSION  
8 OF RIVERSIDE AND ITS EXECUTIVES FROM THE ARMSTRONG CASE.  
9 DO YOU REMEMBER THAT --

10 A YES.

11 Q -- TESTIFYING TO THAT?

12 A YES.

13 Q OKAY. WHAT DOCUMENTS DID YOU VIEW THAT YOU  
14 UNDERSTOOD WERE FROM THE ARMSTRONG CASE?

15 A I CAN'T REMEMBER, SPECIFICALLY. THERE WERE SO  
16 MANY OF THEM.

17 Q HOW MANY WERE THERE?

18 A A PILE.

19 Q HOW TALL A PILE?

20 A LIKE THAT, I SUPPOSE.

21 Q THE WITNESS IS SHOWING -- WHAT? -- ABOUT EIGHT  
22 INCHES OFF THE TOP OF THE TABLE?

23 A YEAH, THERE WAS A BOX OF THEM.

24 Q EIGHT AND A HALF BY ELEVEN?

25 A I IMAGINE. YEAH, I THINK SO.

1 Q AND THESE WERE -- WHAT? -- ALL EXHIBITS FROM  
2 THE ARMSTRONG CASE?

3 A YES.

4 Q DO YOU KNOW WHO OBTAINED THEM?

5 A " I THINK THEY WERE PUBLIC RECORD. I'M NOT  
6 SURE.

7 Q DO YOU KNOW WHO FROM THE CHURCH OF  
8 SCIENTOLOGY, MISSION OF RIVERSIDE OBTAINED THEM?

9 A BENT, I THINK.

10 Q DO YOU REMEMBER WHEN THAT WAS? WAS IT BEFORE  
11 THE SPLINTER OR AFTER?

12 A AFTER.

13 Q OKAY.

14 A NO, I'M SORRY, I THINK IT WAS BEFORE. I'M  
15 TRYING TO THINK.

16 '82. 'CAUSE I KNOW A LOT OF THESE DOCUMENTS  
17 WERE SORT OF, KIND OF, A REASON FOR SPLINTERING OFF, SO IT  
18 MUST HAVE BEEN BEFORE.

19 Q WELL, LET'S GET INTO THAT. WHAT WERE THE  
20 REASONS FOR SPLINTERING?

21 A REALIZING FROM MY OWN --

22 Q FOR YOU PERSONALLY, NOW.

23 A YEAH. REALIZING THAT ALL THAT TIME, FROM '78  
24 ON, THE FAIRGAME WAS ACTUALLY BEING IMPLEMENTED. THAT  
25 PLANTS WERE BEING -- THE HOUSE WAS BEING STAKED OUT AND

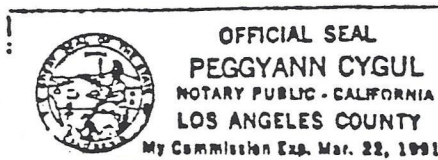
STATE OF CALIFORNIA )  
 )  
COUNTY OF LOS ANGELES )

I, PEGGYANN CYGUL, C.S.R. NO. 6402, A NOTARY PUBLIC IN AND FOR THE STATE OF CALIFORNIA, DO HEREBY CERTIFY:

THAT THE FOREGOING DEPOSITION WAS TAKEN BEFORE ME AT THE TIME AND PLACE THEREIN SET FORTH, AT WHICH TIME THE WITNESS WAS PUT UNDER OATH BY ME; THAT THE TESTIMONY OF THE WITNESS AND ALL OBJECTIONS MADE AT THE TIME OF THE EXAMINATION WERE RECORDED STENOGRAPHICALLY BY ME AND WERE THEREAFTER TRANSCRIBED UNDER MY DIRECTION; THAT THE FOREGOING IS A TRUE RECORD OF THE TESTIMONY AND OF ALL OBJECTIONS MADE AT THE TIME OF THE EXAMINATION.

IN WITNESS WHEREOF, I HAVE SUBSCRIBED MY NAME AND AFFIXED MY SEAL THIS 17<sup>th</sup> DAY OF August, 1987.

*Peggyann Cygul*  
NOTARY PUBLIC IN AND FOR THE  
STATE OF CALIFORNIA





SUPERIOR COURT OF THE STATE OF CALIFORNIA  
COUNTY OF RIVERSIDE

|                               |   |            |
|-------------------------------|---|------------|
| CHURCH OF SCIENTOLOGY,        | ) |            |
| MISSION OF RIVERSIDE, et al., | ) |            |
|                               | ) |            |
| Plaintiffs,                   | ) |            |
|                               | ) |            |
| vs.                           | ) | No. 154129 |
|                               | ) |            |
| BENT CORYDON, et al.,         | ) | VOLUME 2   |
|                               | ) |            |
| Defendants.                   | ) |            |
| <hr/>                         |   |            |
| AND RELATED CROSS-ACTIONS.    | ) |            |
| <hr/>                         |   |            |

DEPOSITION OF BENT CORYDON, taken by the  
Plaintiffs, Cross-Defendants and Cross-Complainants on  
Tuesday, March 12, 1985, at 10:30 a.m., at 617 South  
Olive Street, Suite 110, Los Angeles, California 90014,  
before Sheila Atkinson-Baker, CSR #6037, notary public  
for the State of California, pursuant to Notice.

**KERY GILLET, CSR No. 3352** (A Shorthand Reporting Service)

818 Oneonta Drive  
South Pasadena, California 91030  
213 256 4624





1 Q How long after you returned from the conference did  
2 the Finance Police come approximately?

3 A Two to three weeks.

4 Q So it would have been at least two to three weeks  
5 after your return from the conference that you went to the  
6 Los Angeles County Courthouse?

7 A That is correct.

8 Q Before going to the County Courthouse did you know  
9 that there was pending litigation with the Church of  
10 Scientology of California and Gerald Armstrong?

11 A I don't recall.

12 Q How is it you happened to go to the Los Angeles County  
13 Courthouse to view court files as opposed to the Riverside  
14 County Courthouse or the San Bernardino County Courthouse?

15 A We weren't just randomly picking trips to courthouses.

16 Q You were not?

17 A No.

18 Q What led you to the L.A. County Courthouse?

19 A Someone from the Guardian's Office -- I believe there  
20 was still a Guardian's Office then -- called and requested  
21 papers, the latest documents on the L. Ron Hubbard, Jr.  
22 case, which was pending at the time.

23 Q Someone from the Guardian's Office asked those papers  
24 from whom?

25 A From us. They asked for us to copy them to save them



1 a trip down to Riverside. They asked for us to go copy them  
2 and bring them to them.

3 Q You did that?

4 A I didn't personally, but someone did, and I can't  
5 remember who it was, but they told me that there was some  
6 rather shocking things in there.

7 Q How long after your return from the conference was it  
8 that you sent someone out to the Riverside Courthouse to  
9 copy the DeWolfe documents?

10 A I don't recall but it was after the Finance Police  
11 left.

12 Q So it would have been also two to three weeks after  
13 your return from the conference?

14 A That is correct.

15 Q Was there something in the papers that was copied from  
16 the Riverside Courthouse that made reference to the Gerald  
17 Armstrong litigation?

18 A That is correct.

19 Q Is it safe to say that your trip to the Los Angeles  
20 County Courthouse occurred after the end of October,  
21 assuming the conference was the 17th.

22 A It is pretty safe to say that, yes.

23 Q After your return from the convention and before the  
24 Finance Police arrived two or three weeks later, is there  
25 any other action that you took at the mission which was

1 STATE OF CALIFORNIA )  
2 ) ss.  
3 COUNTY OF LOS ANGELES )

4 I, SHEILA ATKINSON-BAKER, CSR No. 6037,

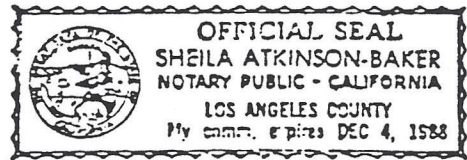
5 a notary public in and for the State of California, do hereby  
6 certify:

7 That prior to being examined, the witness named in the  
8 foregoing deposition, BENT CORYDON,  
9 was by me duly sworn to testify the truth, the whole truth,  
10 and nothing but the truth;

11 That said deposition was taken before me at the time  
12 and place therein set forth and was taken down by me in  
13 shorthand and thereafter transcribed into typewriting under  
14 my direction and supervision; and I hereby certify the fore-  
15 going deposition is a full, true, and correct transcript  
16 of my shorthand notes so taken.

17 I further certify that I am neither counsel for nor  
18 related to any party to said action nor in any way interested  
19 in the outcome thereof.

20 IN WITNESS WHEREOF, I have hereunto subscribed my name.  
21 and affixed my official seal this 25<sup>th</sup> day of March,  
22 1985.



Sheila Atkinson-Baker  
NOTARY PUBLIC IN AND FOR  
THE STATE OF CALIFORNIA.



SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY RIVERSIDE

CHURCH OF SCIENTOLOGY MISSION OF )  
RIVERSIDE, ET AL., )

PLAINTIFFS, )

VS. )

NO. 154129

BENT CORYDON, ET AL., )

DEFENDANTS. )

AND RELATED CROSS-ACTIONS. )

**CERTIFIED COPY**

DEPOSITION OF MARK LUTOVSKY

VOLUME I

BEVERLY HILLS, CALIFORNIA

THURSDAY, MARCH 12, 1987

REPORTED BY:  
CAROLINE MORELLI,  
C.S.R. NO. 7369

1 FROM MY VIEWPOINT, I WENT THAT WAY.

2 Q. YOU PERCEIVED MANAGEMENT WAS BEING EXTREMELY  
3 UNREASONABLE THEN; IS THAT A FAIR WAY OF SAYING IT?

4 A. THAT WAS PART OF IT. THERE WAS ALSO SOME  
5 ADDITIONAL -- AT THE POINT WHERE THINGS WERE REALLY GOING  
6 CRAZY -- THE HUBBARD, JR., THE LAWSUIT ON THE PROBATE WAS  
7 HITTING IN RIVERSIDE, AND IT WAS JUST A FEW BLOCKS DOWN  
8 FROM US; SO WE WENT DOWN AND STARTED READING WHAT THAT WAS  
9 ALL ABOUT. AND WE THOUGHT, "WELL, OH HUBBARD'S DEAD.  
10 PEOPLE ARE GOING CRAZY." THAT SORT OF HELPED A LITTLE BIT  
11 AT THE TIME.

12 Q. AS A JUSTIFICATION?

13 A. AS A JUSTIFICATION FOR WHY EVERYTHING HAD  
14 CHANGED. THEN THERE WAS --

15 Q. OF COURSE, THAT TURNED OUT TO BE ERRONEOUS;  
16 RIGHT?

17 A. CORRECT.

18 Q. HE WASN'T DEAD?

19 A. CORRECT.

20 ALSO MENTIONED IN THERE WERE REFERENCES TO THE  
21 ARMSTRONG TRIAL. SO WE WENT DOWN TO LA AND INSPECTED THE  
22 DOCUMENTS THERE, WHICH WAS ALL PART OF FORMING MY --

23 Q. YOU WENT TO LOS ANGELES AND LOOKED AT THE CASE  
24 FILE IN THE ARMSTRONG CASE IN '82?

25 A. YES.

1 Q. WHAT DOCUMENTS DID YOU VIEW IN THAT FILE? DO  
2 YOU RECALL?

3 A. BOY, I REMEMBER SOME SORT OF DIRECTIVE ON HOW  
4 TO USE A CREDIT CARD TO OPEN THE DOOR. I REMEMBER THAT.  
5 THAT SORT OF SHOCKED ME AT THE TIME. THAT'S THE ONE THAT  
6 STICKS OUT. I DON'T REALLY RECALL.

7 Q. BUT THIS IS PRIOR TO THE SPLINTER, OR WAS IT  
8 AFTER?

9 A. THIS WAS PRIOR.

10 Q. IN WHAT MONTH?

11 A. NOVEMBER, I BELIEVE.

12 Q. AND THE REVIEW OF THE PROBATE FILE IN THE  
13 RIVERSIDE SUPERIOR COURT, WAS THAT ALSO IN NOVEMBER OF  
14 1982?

15 A. YES.

16 Q. WOULD IT BE FAIR TO SAY THAT THAT WAS PROMPTED  
17 BY MR. CORYDON'S EXPERIENCE AT THE MISSION HOLDER MEETING  
18 FOLLOWED BY THE VISITS BY THE INTERNATIONAL FINANCE POLICE  
19 IN THE FIRST WEEK OF NOVEMBER?

20 A. YES.

21 Q. FOLLOWING THAT, YOU THEN LOOKED AT THE PROBATE  
22 DOCUMENTS AND WENT TO LOOK AT THE ARMSTRONG DOCUMENTS?

23 A. RIGHT.

24 Q. ALL OF WHICH MOTIVATED YOU TO TRY TO DO  
25 SOMETHING ABOUT WHAT YOU PERCEIVED TO BE A SITUATION; IS

1 STATE OF CALIFORNIA )  
2 COUNTY OF LOS ANGELES )

3  
4 I, CAROLINE MORELLI, C.S.R. NO. 7369, A NOTARY PUBLIC IN  
5 AND FOR THE STATE OF CALIFORNIA, DO HEREBY CERTIFY:

6 THAT THE FOREGOING DEPOSITION WAS TAKEN BEFORE ME AT THE  
7 TIME AND PLACE THEREIN SET FORTH, AT WHICH TIME THE WITNESS  
8 WAS PUT UNDER OATH BY ME; THAT THE TESTIMONY OF THE WITNESS  
9 AND ALL OBJECTIONS MADE AT THE TIME OF THE EXAMINATION WERE  
10 RECORDED STENOGRAPHICALLY BY ME AND WERE THEREAFTER  
11 TRANSCRIBED UNDER MY DIRECTION; THAT THE FOREGOING IS A  
12 TRUE RECORD OF THE TESTIMONY AND OF ALL OBJECTIONS MADE AT  
13 THE TIME OF THE EXAMINATION.

14  
15 IN WITNESS WHEREOF, I HAVE SUBSCRIBED MY NAME AND AFFIXED  
16 MY SEAL THIS 30 DAY OF March, 1987.



21  
22 Caroline M. Morelli  
NOTARY PUBLIC IN AND FOR THE  
STATE OF CALIFORNIA

23  
24  
25

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